

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MARSHALL FRIEDUS, et ano.,

Plaintiffs,

-against-

09 Civ. 1049 (LAK)

ING GROEP N.V., et al.,

Defendants.
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ORDER

LEWIS A. KAPLAN, *District Judge*.

Defendants' motion to strike [DI 82] is denied. The arguments made here will be considered, to the extent appropriate, in ruling on the motion to dismiss.

SO ORDERED.

Dated: January 11, 2010



Lewis A. Kaplan
United States District Judge